

**SUPREME COURT MINUTES
FRIDAY, OCTOBER 27, 2006
SAN FRANCISCO, CALIFORNIA**

S146093 B185738 Second Appellate District, Div. 2 **PEOPLE v. TSOU (ARTHUR)**
The time for granting or denying review in the above-entitled matter is hereby extended to December 11, 2006.

S146096 H027969 Sixth Appellate District **PEOPLE v. BJORN (LEE T.)**
The time for granting or denying review in the above-entitled matter is hereby extended to December 4, 2006.

S146105 H029087 Sixth Appellate District **PEOPLE v. SONGCUAN (WILFRED F.)**
The time for granting or denying review in the above-entitled matter is hereby extended to December 4, 2006.

S146260 B182681 Second Appellate District, Div. 6 **PEOPLE v. PARKER (JOSEPH M.)**
The time for granting or denying review in the above-entitled matter is hereby extended to December 4, 2006.

S146286 B184718 Second Appellate District, Div. 7 **PEOPLE v. MOORE (LEANDER C.)**
The time for granting or denying review in the above-entitled matter is hereby extended to December 4, 2006.

S146295 B185759 Second Appellate District, Div. 5 **PEOPLE v. CUNDIFF (RYAN)**
The time for granting or denying review in the above-entitled matter is hereby extended to December 4, 2006.

S146333 E039006 Fourth Appellate District, Div. 2 **PEOPLE v. UNRUH (DAVID R.)**
The time for granting or denying review in the above-entitled matter is hereby extended to December 5, 2006.

S146369 C049253 Third Appellate District **PEOPLE v. HARVEY (JAMES D.)**
The time for granting or denying review in the above-entitled matter is hereby extended to December 5, 2006.

S146370 B171374/B171536 Second Appellate District, Div. 8 **PEOPLE v. HAYES (HENRY C.)**
The time for granting or denying review in the above-entitled matter is hereby extended to December 5, 2006.

S146374 D046531 Fourth Appellate District, Div. 1 **PEOPLE v. GAMAZON (ROWELL R.)**
The time for granting or denying review in the above-entitled matter is hereby extended to December 6, 2006.

S146377 B186335 Second Appellate District, Div. 3 **GLOVER (BRUCE M.) v. S.C. (DENTSPLY
INTERNATIONAL, INC.)**
The time for granting or denying review in the above-entitled matter is hereby extended to December 6, 2006.

S146379 B178442 Second Appellate District, Div. 1 **PEOPLE v. WATTS (TORY C.)**

The time for granting or denying review in the above-entitled matter is hereby extended to December 6, 2006.

S146386 H028300 Sixth Appellate District **PEOPLE v. DUARTE (ERIC C.)**
The time for granting or denying review in the above-entitled matter is hereby extended to December 4, 2006.

S146427 H028734 Sixth Appellate District **PEOPLE v. REYES (MANUEL)**
The time for granting or denying review in the above-entitled matter is hereby extended to December 7, 2006.

S146435 E037517 Fourth Appellate District, Div. 2 **PEOPLE v. VANDERBERG (LARRY A.)**
The time for granting or denying review in the above-entitled matter is hereby extended to December 6, 2006.

S146449 H028837 Sixth Appellate District **PEOPLE v. FOSTER (MORRIS A.)**
The time for granting or denying review in the above-entitled matter is hereby extended to December 8, 2006.

S146455 F048182 Fifth Appellate District **PEOPLE v. SUCCAW (CHRISTOPHER)**
The time for granting or denying review in the above-entitled matter is hereby extended to December 13, 2006.

S146475 C047476 Third Appellate District **PEOPLE v. HANSEN (ADAM B.)**
The time for granting or denying review in the above-entitled matter is hereby extended to December 11, 2006.

S146489 H026676 Sixth Appellate District **PEOPLE v. BLANCARTE (LEOBARDO)**
The time for granting or denying review in the above-entitled matter is hereby extended to December 11, 2006.

S146490 B186616 Second Appellate District, Div. 4 **PEOPLE v. CARRANZA (JUAN JOSE O.)**
The time for granting or denying in the above-entitled matter is hereby extended to December 8, 2006.

S146498 C048336 Third Appellate District **PEOPLE v. UNION PACIFIC RAILROAD
COMPANY**
The time for granting or denying review in the above-entitled matter is hereby extended to December 11, 2006.

S146503 B186286 Second Appellate District, Div. 2 **PEOPLE v. MUSE (ANTHONY)**
The time for granting or denying review in the above-entitled matter is hereby extended to December 11, 2006.

S146504 E038315 Fourth Appellate District, Div. 2 **PEOPLE v. WOLFROM (LESLIE M.)**
The time for granting or denying review in the above-entitled matter is hereby extended to December 11, 2006.

S146506 B183266 Second Appellate District, Div. 3 **PEOPLE v. JOHNSON (DEREK)**

Time for granting or denying review in the above-entitled matter is hereby extended to December 8, 2006.

S146513 A106925 First Appellate District, Div. 5 **PEOPLE v. MCCLENDON (ANDRE D.)**
The time for granting or denying review in the above-entitled matter is hereby extended to December 11, 2006.

S146519 E037596 Fourth Appellate District, Div. 2 **PEOPLE v. GRINCERI (ELENA)**

The time for granting or denying review in the above-entitled matter is hereby extended to December 12, 2006.

S146535 C048584 Third Appellate District **PEOPLE v. HENRY (DEJUAN D.)**
The time for granting or denying review in the above-entitled matter is hereby extended to December 12, 2006.

S146537 A108735 First Appellate District, Div. 5 **PEOPLE v. BROWN (TRAVELL)**
The time for granting or denying review in the above-entitled matter is hereby extended to December 12, 2006.

S146540 E036687 Fourth Appellate District, Div. 2 **PEOPLE v. TAYLOR (DARRELL K.)**
The time for granting or denying review in the above-entitled matter is hereby extended to December 12, 2006.

S146550 F047880 Fifth Appellate District **PEOPLE v. ASHBAUGH (MARTIN A.)**
The time for granting or denying review in the above-entitled matter is hereby extended to December 13, 2006.

S146571 D047776 Fourth Appellate District, Div. 1 **ZEPEDA (RICHARD S.) ON H.C.**
The time for granting or denying review in the above-entitled matter is hereby extended to December 13, 2006.

S146586 A110124 First Appellate District, Div. 1 **PEOPLE v. TERRELL (CLIFTON)**
The time for granting or denying review in the above-entitled matter is hereby extended to December 14, 2006.

S146591 B193405 Second Appellate District, Div. 6 **CELIS (MIGUEL A.) ON H.C.**
The time for granting or denying review in the above-entitled matter is hereby extended to December 14, 2006.

S146605 D046784 Fourth Appellate District, Div. 1 **PEOPLE v. PINA (MYLES K.)**
The time for granting or denying review in the above-entitled matter is hereby extended to December 13, 2006.

S146630 B171536 Second Appellate District, Div. 8 **HAYES (HENRY C.) ON H.C.**
The time for granting or denying review in the above-entitled matter is hereby extended to December 14, 2006.

S146643 E036880 Fourth Appellate District, Div. 2 **PEOPLE v. CAMARGO (BENJAMIN)**
The time for granting or denying review in the above-entitled matter is hereby extended to December 14, 2006.

S056765**PEOPLE v. PARSON (RICHARD R.)**

Good cause appearing, and based upon counsel Pamala Sayasane's representation that she anticipates filing the appellant's reply brief by December 29, 2006, counsel's request for an extension of time in which to file that brief is granted to December 29, 2006. After that date, no further extension will be granted.

S062562**PEOPLE v. TAYLOR (BRANDON A.)**

Good cause appearing, and based upon Senior Deputy Public Defender Alison Pease's representation that she anticipates filing the appellant's opening brief by December 29, 2006, counsel's request for an extension of time in which to file that brief is granted to December 29, 2006. After that date, no further extension will be granted.

S065720**PEOPLE v. VINES (SEAN V.)**

Good cause appearing, and based upon counsel Gilbert Gaynor's representation that he anticipates filing the appellant's filing the appellant's reply brief by December 26, 2006, counsel's request for an extension of time in which to file that brief is granted to December 26, 2006. After that date, no further extension is contemplated.

S070250**PEOPLE v. JOHNSON (MICHAEL R.)**

Good cause appearing, and based upon counsel Anthony J. Dain's representation that he anticipates filing the appellant's opening brief by mid-May, 2007, counsel's request for an extension of time in which to file that brief is granted to December 26, 2006. After that date, only three further extensions totaling about 150 additional days will be granted.

S070536**PEOPLE v. MACIEL (LUIS)**

Good cause appearing, and based upon counsel Melissa Hill's representation that she anticipates filing the appellant's opening brief by January, 2007, counsel's request for an extension of time in which to file that brief is granted to December 22, 2006. After that date, only one further extension totaling about 30 additional days is contemplated.

S076340**PEOPLE v. NGUYEN (LAM T.)**

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to December 29, 2006.

S076999**PEOPLE v. SOUZA (MATTHEW A.)**

Good cause appearing, and based upon Deputy State Public Defender C. Delaine Renard's representation that she anticipates filing the appellant's reply brief by March 1, 2007, counsel's request for an extension of time in which to file that brief is granted to January 8, 2007. After that date, only one further extension totaling about 50 additional days will be granted.

S085348**PEOPLE v. CASTANEDA (GABRIEL)**

Good cause appearing, and based upon Deputy Attorney General Marvin E. Mizell's representation that he anticipates filing the respondent's brief by January 31, 2007, counsel's request for an extension of time in which to file that brief is granted to December 26, 2006. After that date, only one further extension totaling about 35 additional days is contemplated.

S093756**PEOPLE v. WILLIAMS (COREY L.)**

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to December 29, 2006.

S143326

F046252 Fifth Appellate District

**DINUBA, CITY OF v. COUNTY OF
TULARE**

On application of the County of Tulare, et al., and good cause appearing, it is ordered that the time to serve and file the respondents' reply brief on the merits is extended to November 29, 2006.

S145571**SANTA MONICA, CITY OF v. GONZALEZ
(GUILLERMO)**

On application of respondents and good cause appearing, it is ordered that the time to serve and file the answer brief is extended to January 11, 2007. No further extensions of time are contemplated.

S004783**PEOPLE v. SIMS (MITCHELL C.)**

The order appointing Leon Letwin, no longer an active member of the State Bar of California, as counsel of record for condemned inmate Mitchell Carlton Sims, filed January 27, 1988, is hereby vacated. On the court's own motion, and with the concurrence of the Habeas Corpus Resource Center, the Habeas Corpus Resource Center is hereby appointed to represent condemned inmate Mitchell Carlton Sims for all further state post conviction proceedings, including any executive clemency proceedings before the Governor of California.

S147488**CAMPBELL (TREMAIN) v. S.C. (BACA)**

The above-entitled matter is transferred to the Court of Appeal, Second Appellate District.

S147490**BENAVIDES (WALTER) v. S.C. (PEOPLE)**

The above entitled matter is transferred to the Court of Appeal, Second Appellate District, for consideration in light of *Hagan v. Superior Court* (1962) 57 Cal.2d 767. In the event the Court of Appeal determines that this petition is substantially identical to a prior petition, the repetitious petition must be denied.

S147537**BENAVIDES (WALTER) v. S.C. (PEOPLE)**

The above-entitled matter is transferred to the Court of Appeal, Second Appellate District, for consideration in light of *Hagan v. Superior Court* (1962) 57 Cal.2d 767. In the event the Court of Appeal determines that this petition is substantially identical to a prior petition, the repetitious petition must be denied.

A111824 First Appellate District, Div 5

PEOPLE v. JAMES (AVERY O.)

The time for granting review on the court's own motion is hereby extended to November 28, 2006. (Cal. Rules of Court, rule 28.2(c).)

S122649

WHITE ON DISCIPLINE

Good cause having been shown, it is hereby ordered that probation is revoked, the previously ordered stay of execution of suspension in the above entitled matter is lifted, and **JAMES DARYL WHITE**, State Bar No. **73139**, must be actually suspended from the practice of law for two years and until he provides proof to the satisfaction of the State Bar Court of his rehabilitation, fitness to practice and learning and ability in the general law pursuant to standard 1.4(c)(ii) of the Standards for Attorney Sanctions for Professional Misconduct. Credit toward the period of actual suspension will be given for the period of involuntary inactive enrollment which commenced on August 6, 2006 (Business and Professions Code section 6007(d)(3)). Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.